

UNITED STATES MAGISTRATE
NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Claudine S. Barnes

(Name of magistrate)

U. S. Courthouse, Tulsa, Oklahoma

(Address)

MAGISTRATE'S
DOCKET No. 75 CASE No. 162M
THE UNITED STATES

vs.

MARY BETH PAYTON and
JESSIE LEE SLOAN

Complaint filed on _____, 19____, by _____
Official title _____, charging violation of
United States Code, Title _____, Section _____, on _____
19____, at _____ in the _____
division of the _____ district of _____
as follows: _____

75-CR-114 ✓

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date _____ Warrant/Summons for _____

(Name of defendant)

to (name and title of officer) _____

Substance of return _____

FILED

JUL 29 1975

Date _____ Warrant/Summons for _____

(Name of defendant)

to (name and title of officer) _____

Substance of return _____

Jack G. Silver, Clerk
U. S. DISTRICT COURT

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date July 22, 1975 Arrested by _____

on warrant of _____

(Name of issuing officer)

without warrant.

Appearances { for United States _____
for accused _____

(Name)

(Address)

(Name)

(Address)

Proceedings taken Defendants appeared voluntarily before the undersigned Magistrate

(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"
and admitted their identity. Defendants stated they wished to have their case

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
transferred for plea and sentence under Rule 20 from the Western District of
if that is the fact; any adjournments taken, etc.

Arkansas, Fort Smith Division. Each defendant was released on a \$5,000
personal bond. Each defendant stated they would retain counsel.

Outcome Each defendant released from custody upon execution of personal bond

Bail fixed July 22, 1975 Amount, \$ 5,000.00 Bonded July 22, 1975, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____ [or] by surety
(name) _____ Address _____
(name) _____ Address _____, who
justified by affidavit dated _____, 19____, [or] committed to
on _____, 19____

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date _____ Appearances for _____

United States (Name) _____
 (Address) _____
 Accused (Name) _____
 (Address) _____

WITNESSES FOR UNITED STATES:

(List names and addresses)

WITNESSES FOR ACCUSED:

(List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
 Proceedings taken _____

Outcome _____

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
 deposited by (name) _____ Address _____
 transmitted to clerk of district court _____, 19____
 [or] by surety (names) _____ Address _____
 and _____ Address _____
 who justified by affidavit _____, 19____ Committed to _____
 on _____, 19____

Certified to be a correct transcript.

Made this 29th day of July, 19 75

Transmitted to Clerk of United States District Court for the Northern
 district of Oklahoma July 29, 1975

Claudine S. Barnes

United States Magistrate.

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. 1. Mary Beth Payton, and 2. Jesse Lee Sloan, P. O. Box 22 Lequire, Ok. 74908 Defendants.	For U. S.: Ben F. Baker , Asst US Attorney Kenneth P. Snoke For Defendant: (39-687-5424) <i>(Ret.)</i> Hardy Summers Robert L. Locke, Jr. (Payton- 213 North 3rd Street Wall St. Bldg., Muskogee 74401 Loring Davis <i>(Sloan - Ret.)</i> 1424 Terrace Drive Tulsa 74135 <i>-(939-2445)</i>

R. 20 from W.D. of Ark., Fort Smith Div.

Payton: 7830 E. 34th St. No= Tulsa, Okla.	Sloan: P. O. Box 22 Lequire, Okla. 74943
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STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 8-1-75	Clerk				
J.S. 3 mailed 9-1-75 <i>Payton</i>	Marshal				
<i>Sloan - 3-1-81</i>	<i>Suppl. 12-1-75</i>				
Violation Drug Distribution	Docket fee				
Title) 21 USC 841(a)(1)					
&) 18 USC 2					
Sec.) SPT min. 2 yrs.					
1 Count					
5 yrs. &/or \$15,000					

DATE	PROCEEDINGS
7-25-75	cc Consent to Transfer of Case for Plea & Sentence Under Rule 20, in re Mary Beth Payton, from the W.D. of Ark., Fort Smith Div., filed. v
7-25-75	cc Consent to Transfer of Case for Plea & Sentence Under Rule 20, in re Jesse Lee Sloan, filed. v
7-25-75	cc of Information, filed. v
7-25-75	cc of Docket sheet, filed. v
7-29-75	MO: Case set for arraignment and plea 8-4-75 at 1:30 p.m. (HDC-J)hm
7-29-75	Info. sheet on Deft. Sloan and Deft. Payton, filed. v (2 pldgs.)
7-29-75	Appearance Bond of Deft. Sloan in the amount of \$5000.00, ^{personal} filed with Order Specifying Methods and Conditions of Release, filed. (CSB-Mag)v
7-29-75	Appearance Bond of Deft. Payton in the amount of \$5000.00, ^{personal} filed with Order Specifying Methods and Conditions of Release, filed. (CSB-Mag)v
7-29-75	Order, filed, allowing Deft. Sloan to travel to W.D. of OK, E.D. & N.D. of OK. (CSB_Mg (over)

DATE	PROCEEDINGS
8-4-75	<p>Case called for arraignment as to both defts. Deft. Payton present and represented. Deft. Sloan not present, but represented. Deft. Payton waives indictment, waiver signed and filed in open court, information read and previously filed, deft. arraigned and enters plea of NOLO CONTENDERE. Govt. objects & plea not accepted by Court. Deft. enters plea of GUILTY. Deft. waives jury and waiver of jury signed and filed in open court. Deft. adjudged GUILTY as charged and sentence for deft. Payton set 8-25-75 at 10:00 a.m. Deft. Payton allowed to stand on present bond. Deft. Sloan's counsel states deft. not in this District. Court orders bench warrant to be issued and fixes bond in amt. of \$10,000 cash. (HDC-J)hm</p> <p>Bench warrant as to deft. Sloan issued. hm</p>
8-25-75	<p>Case called for sentence of deft. Mary Beth Payton. Deft. present and represented; govt. represented. Deft. and counsel asked if they care to say anything before sentence is pronounced.</p> <p>Judgment and Sentence - MARY BETH PAYTON (Age 23)</p> <p>Atty. Gen. - Three (3) Years, and on the condition that the deft. be confined in a jail-type or treatment institution for a period of Six (6) Months, the execution of the remainder of the sentence is hereby suspended and the deft. is placed on probation for a period of Two and one-half (2½) Years.</p> <p>Deft. remanded to custody of U.S. Marshal. (HDC-J)hm</p> <p>Judgment and Commitment as to deft. Payton, filed and entered. (HDC-J)hm</p> <p>Two c/c of J&C delivered to U.S. Marshal and two c/c delivered to U.S. Probation office. hm</p>
10-2-75	J&C as to Mary Beth Payton, ret. & filed: deft. delivered to State Penitentiary for Woman, Canon City, Colorado. Sept.21, 1975. g
10-16-75	Application of deft. Payton to modify sentence, filed. hm
10-17-75	Amended applic. to modify sentence, filed. hm
11-5-75	<p>Order sustaining motion to modify, filed and entered, reducing sentence to confinement in a jail-type or treatment institution for a period of Two (2) Months and in addition a special parole term of Two (2) Years Ten (10) Months. (HDC-J)hm (c/c to Warden, Women's Correctional Inst., Canyon City, Colo. & to J. C. Sommers, Bureau of Prisons, Englewood, Colo.; copies to counsel)</p>
1981	
1-5	MAGISTRATE PAPERS added to file, re Sloan; inc. financial affidavit, waiver of counsel; & appt. of counsel form. rm
1-6	<p>CASE SET FOR ARRAIGNMENT & PLEA, Thurs., 1/15/81 at 2 p.m. Deft. motions due by 1/16/81; govt. response by 1/21/81. (HDC-J)rm - ntc w/CP form to deft.</p>
1-6-81	RETURN on warrant of arrest, executed by arresting Jesse Lee Sloan on 1-5-81. ho
1-12	<p>MO: DEFT. SLOAN, set for pt/C/P, Wed., 1/28/81 at 9:30 a.m.; motions set for Mon., 2/9/81 at 2 p.m. Jury Trial 2/17/81 at 9:30 a.m. (HDC-J)rm</p> <p>Ind. waiver ntc</p>
1-15	Min: A/P. Enters G/P. Jury waiver & Pet. G/P filed. Sentencing set 2/20/81 at 1 p.m. Presentence ordered. (HDC-J) (V. Mickey-CR)rm
2-20	Min: SLOAN - SENTENCING. ISS - 5 yrs. Probation. (HDC-J) (V. Mickey-CR) 4m
2-20	JUDGMENT & ORDER OF PROBATION entered. (HDC-J)rm cc USA, Prob., USM, Deft. & counsel

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

JESSE LEE SLOAN

75-CR-114-C

Yr. | Docket No. | Def.

DATE 1983	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
2-10	(Document No.) _____ ORDER directing Deft. to seek psychological counseling as directed by U.S. Prob. Officer. (HDC-J) pt cps/mld (FOR DEFT. <u>SLOAN</u> ONLY)				

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				